

above-mentioned answering defendants do reserve the right to challenge the Amended Complaint pursuant to the applicable Rules of Civil Procedure.¹

II. CONCLUSION

For the reasons which are set forth above, defendants Borough of Trainer, Officer Richard Jones and Police Chief Francis Priscopo request that the Court grant the Motion of the plaintiff to permit plaintiff to file an Amended Complaint reserving the right to the answering defendants to file any appropriate Motion to Dismiss once that pleading is filed.

Respectfully submitted,
HOLSTEN & ASSOCIATES

BY: SMM2371
SUZANNE MCDONOUGH, ESQUIRE
Attorney ID No. 29394
One Olive Street
Media, PA 19063
(610) 627-8307
Attorney for moving Defendants Borough of
Trainer, Officer Richard Jones and Police Chief
Francis Priscopo

¹ To the extent that plaintiff's counsel believes that the Borough of Trainer defendants counsel was not being cooperative, such was not the case and counsel may have misunderstood that all the Borough counsel was trying to communicate was her inability to Stipulate to plaintiff's being able to file an Amended pleading beyond the scope of Rule 15 and her suggestion that counsel may want to seek such permission from the Court under these circumstances.

CERTIFICATE OF SERVICE

I, Suzanne McDonough, Esquire, attorney for Defendant, Richard Jones, hereby certifies that a true and correct copy of the within pleading was electronically filed on the 20th day of March, 2014 and copies of same were served upon the following electronically or by regular first class mail, postage prepaid on the same date:

Matthew B. Weisberg, Esq.
David A. Berlin, Esq.²
WEISBERG LAW PC
7 SOUTH MORTON AVE
MORTON, PA 19070

Mark A. Raith, Esq.
One Olive Street
Media, Pa.
Attorney for District Attorney defendants

HOLSTEN & ASSOCIATES

Smm2371

Dated: 3-20-14

BY:

Suzanne McDonough, Esquire
Attorney I.D. No.: 29394
Holsten & Associates
One Olive Street
Media, PA 19063
(610) 627-8307